IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 8TH FEBRUARY 2007 / 19TH MAGHA 1928

Crl.MC.No. 304 of 2007()

ST.100/2001 OF THE COURT OF MUNSIFF-MAGISTRATE, KALPETTA
(L.P.CASE NO.1/2004)

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PETITIONER/ ACCUSED:

BINDU BALAN, D/O.BALAKRISHNAN,
SAI KRISHNA ESTATE, NEAR AYURVEDA HOSPITAL,
EMILY, KALPETTA, WAYNAD DISTRICT.

BY ADV. SRI.JIJO PAUL

RESPONDENTS/ STATE:

THE STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR OF POLICE,
KALPETTA POLICE STATION-THROUGH THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM,
KOCHI-31.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 08/02/2007, ALONG WITH CRL.M.C.NOS.305 AND 314 OF 2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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CRL.M.C.NOS.304/07, 305/07 & 314/07

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DATED THIS THE 8TH DAY OF FEBRUARY, 2007

O R D E R

The common petitioner in these petitions is the common accused in S.T.Nos.100/01, 185/01 and 101/01 on the file of Munsiff-Magistrate, Kalpetta for an offence punishable under section 138 of Negotiable Instruments Act, 1881. At the fag end of the trial in all these cases, the petitioner remained absent whereupon the bail was cancelled and non-bailable warrants of arrest have been issued against her. The petitioner would have it that she was forced to remain absent due to the delivery of her daughter at Ernakulam. The above cases have been transferred to the long pending case as L.P.Case Nos.1/04, 5/04 and 3/06 respectively.

2. In the light of the submissions made at the bar, I am inclined to give the petitioner one more opportunity. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail on fresh sureties within 10 days from today, she shall be released on bail on appropriate conditions, including one ensuring her continued presence before the court in the above case.

These applications are disposed of as above.

V.RAMKUMAR, JUDGE

dsn